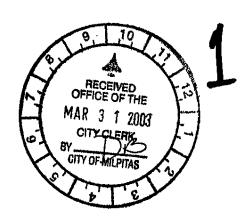
## CITY OF MILPITAS 455 E. CALAVERAS BOULEVARD MILPITAS, CA 95035

ENTERTAINMENT EVENT PERMIT (Chapter 5, Title III, Milpitas Municipal Code)



1.	Applicant, all sponsors and directors of Applicant and	s, partners and officers and		
	Name	<u>Business Add</u>	tress	Business Phone
	MILPITAS POTARY (	Use separate sheet for	FUESMER additional names)	408-921-0669
2.			•	CH
3.	All owners of real property	where event is propose	d to be held:	
	Name JOE M-CARTH	Addre	<u>ss</u>	
	WALMARY STORE	5. Inc 301 (Use additional she	RANCH DRIVE et if necessary) MAY 15,1	MILPITAS, CA 95835- 6-3:00-11:00 pm
4.	Dates and hours of events	MAY 15-18,	2003 THE MAYIN	- 11:00 AM - 9:00 PM
5.	Nature and type of perform			1924 TACK THOMAS AS A SECOND S
6.	Intended performers:			Nation of
	Name	<u>Address</u>		Nature of <u>Participation</u>
	BUTLER AMUSEMEN	T BOX 2210		CARNIVAL VENDOR
		FAIRFIELD, C	A 94533	
				· · · · · · · · · · · · · · · · · · ·
		(Use separate sheet fo	·	
7.	Estimated number of:	Spectators	Participants	Others
	Attendance each day 50	10-1900 Basis	for estimate VENDOR	ESTIMATE & 2002 AHENDI
8.	Method for determining nu	mber in actual attendance	GATE / TICKET	- SALES
9.	Proposed facilities for furn	ishing drinking water (jus	tify adequacy):	***
	FOOD 4	BEVERAGE CON	ILESSIONS	
10.	Proposed sanitary facilitie			(8) 4 DUMPSTER

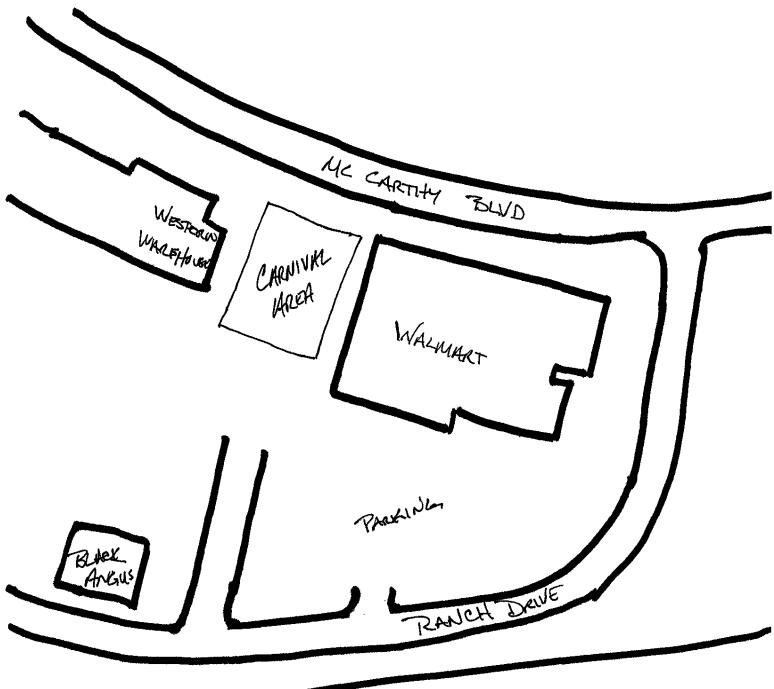
1.	Description of real property on which event will be conducted (justify adequacy): WALMART  PAICHING LOT
2.	Description of parking facilities, parking attendants at entrance, exits and in area (justify adequacy:
	EXSTING SURPLUSS PARKING & OVERFIOW PARKING AREAS.
<b>3</b> .	Description of interior access ways (attach map or diagram and justify adequacy):
4.	Description of composition and construction of structure, seating arrangements and supports and justification of adequacy:
5.	Description of availability and location of ambulances, fire, police and other emergency vehicles: <u>57AND3</u> Y  FIRE PERSONNEL ISY THE DESCRIPTION OF THE FIRE DEPARTMENT.
3.	Description of interior private police protection proposed (justify adequacy): Existing WALMARI
	SECURITY PLUS CONTRAG SECURITY.
	Description of provision for fire safety (justify adequacy): FIRE GXTINGSHER @ EACH
	ATTRACTION AND SIGNAGE TOWARDS EXITS.
	Location, nature and type of medical and first aid facilities (justify adequacy):
	CARNIVAL OFFICE
	Description of proposed electrical wiring, lighting and location of all light standards and electrical switches:
	GENERATOR POWER SUPPLIED BY CARNIVAL OPERATOR.
	Description of manner of acquiring, handling, preparing and disposing of food, drink, confectionery and condiment and all substance and ingredients used in their preparation: Food SELVICE PROVIDED
	BY VENDOR WITH HEALTH PERMITS
	Manner of cleanup of the premises during and after the conclusion of the entertainment event and for the removal of garbage, refuse and waste: VENDOR TO PROVIDE CLEANUP THROUGH OUT
	EVENT.
	Additional information which may be helpful in processing your permit: WE REQUEST THE WAIVER
	OF CITY FEES FOR THE PROVISION OF FIRE STANDRY PESONNEL. IT IS OUR
	UNDERSTANDING THAT A FEE WAIVER OF THIS TYPE IS A CUSTOMARY PRACTICE OF COUNCIL FOR EVENTS SPONSORED BY NON-PROFITS WHICH BENEFIT THE CITIZENS OF MILPITAS,

The following must be submitted at time of application:

- A. Filing fee of \$100.00 (not subject to refund upon withdrawal or denial).
- B. Proof of ownership of real property.
- C. Written consent of all owners of real property to the proposed entertainment event.
- D. Written consent of Applicant and all property owners that appropriate law enforcement agencies and City officials may enter upon the premises at any time after the permit is issued and until 5 days after the entertainment event ends for the purpose of making inspection and taking action as is permitted or required by law.
- E. Agreements or statements from specific doctors, first aid attendants and ambulances assuring availability at the appropriate time and place of the entertainment event.
- F. Agreements or statements from specific private patrol services assuring their availability at the appropriate time and place of the entertainment event to provide outside patrol services.
- G. A cash payment in an amount to be determined by the City Manager to cover the expense of outside police service provided by the City as shall be required or determined by the Chief of Police, and to provide services of a Fire Marshal provided by the City.
- H. A public liability and property damage insurance policy issued by an insurance company authorized to do business in California, naming the City of Milpitas, its officers, agents and employees as co-insured in the amount of \$\_\_\_\_\_\_ for each injury or death or for any occurrence and in the amount of \$\_\_\_\_\_\_ for damage to property. Said policy shall be in the form acceptable to City Attorney and shall provide, by its terms that it is primary insurance and shall not be subject to cancellation or reduction in coverage without 10 days notice to City and shall not preclude City, its officers, agents and employees from recovery thereunder.
- I. The consent of a natural person residing in the County of Santa Clara who is, by virtue of the Application, designated as agent for the service of process for the Applicant, promoter or sponsor and the owners of the real property involved. Said consent shall contain both residence and business addresses. NOTE: All consents must be verified under penalty of perjury.
- J. Permittee agrees to indemnify the City of Milpitas, its officers, agents and employees, defend them with Counsel acceptable to the City, and hold them harmless from and against all loss, damage, expense and liability (including, but not limited to, costs of investigation and attorney and court costs) resulting from injury to or death of any person and loss of or damage to property or claims of such injury, death, loss or damage and arising out of or connected with the use for which this permit is granted. In addition, permittee waives all claims or causes of action against the City of Milpitas, its officers, agents or employees for damage to or loss of property of any kind or for injury to persons occurring in connection with the use for which this permit is granted arising from any cause other than the negligence or willful misconduct of the City of Milpitas, its officers, agents or employees and to which permittee or its officers, agents and employees in no way contributed either actively or passively causing such damage loss or injury.

Executed at M	Milpitas, California,	on MARCH 31	, 19_0	3	
		Signed:	Polet Hesm		
		Title: Pr	ESIDENT, MILPITAS	Porney	·
Received by		Date		Permit No	
	Cht;	2037 8/00 =	•		
*FOR ACTION	APPROVED	DISAPPROVED	DEPARTMENT	BY	DATE
		<del></del>	Planning	<u> </u>	***************************************
			Building	<del>-</del>	
	· · · · · · · · · · · · · · · · · · ·		Health		
			Fire Marshal	• · · · · · · · · · · · · · · · · · · ·	
			Police		<u> </u>
			City Manager		
			City Council		

MILPITAS ROTARY CLUB CAMILY CARNIVAL MAY 15-18, 2003 SITE MAP



NIMITZ

Executed at M	filpitas, California, on _	MARCH 31 , 1903.  Signed: Jole Flow  Title: PRESIDENT, MILPITAS POTANY			
Received by		Dat	e	Permit No.	
*FOR ACTION	APPROVED with cond	disapproved	<u>DEPARTMENT</u> <u>Planning</u> Building	_ Jame	DATE 4-10-2
	***		Health Fire Marshal		
1			Police City Manager City Council		

## **MEMORANDUM**

DATE:

April 22, 2003

TO:

Gail Blalock, City Clerk

FROM:

Annelise Judd, Assistant Planner

SUBJECT:

ENTERTAINMENT PERMIT APPLICATION

4-Day Carnival Proposed at Wal-Mart/McCarthy Ranch Parking Lot

Carnival event proposed for May 15-18, 2003 (Thurs thru Sun).

The Planning Division recommends approval subject to the following special conditions:

- Applicant shall provide trash receptacles throughout the carnival grounds.
- Applicant shall protect storm drain inlets from accidental discharges, by providing thorough site sweeping and clean-up, on an on-going basis during event operating hours, of all refuse, debris and spills, including necessary trash pick-up by BFI. Applicant shall provide a letter to the Milpitas Planning Division (Staff contact: Annelise Judd, phone 408/586-3273, fax 586-3293) explaining who will conduct the ongoing clean-up/sweeping activities and when these activities will occur.
- No off-site signage is permitted with this approval. On-site signage shall be limited to carnival booth signs and traffic/pedestrian directional signage.

Executed at Milpitas, California, on _	MARCH 31 , 1903.  Signed: Joseph History Rotany				
Received by	Title: <u>* //e</u> Date		Permit No.		
*FOR ACTION APPROVED	DISAPPROVED	DEPARTMENT	<u>BY</u>	DATE	
		Planning Building	FFR	4/4/02	
		Health			
	**************************************	Fire Marshal		<del></del>	
		Police City Manager			
		City Council	-	<del></del>	

I declare under penalty of perjury that the above statements and any accompanying statements and documents have been examined by me and are true and correct. I have read Chapter 5, Title III of the Milpitas Municipal Code and agree to comply with the provisions of said Chapter 5, Title III, the permit, the conditions thereof and the laws of the City and State. Received by Permit No. Date \*FOR DISAPPROVED ACTION APPROVED DEPARTMENT ΒY DATE Planning Building Health Fire Marshal Police City Manager City Council 1) Submit detailed Site plan identifying entrance (exits and access rentes).
2) Provide Scale distance from buildings, parking and other structure boothering.
3) Provide locations for emerging statums (first aid, etc).
3) Provide Obtain permit for corking booths.
4) Provide information (training, # persons, hours on six) for security and first aid presons. CM\_35282\_V.doc

## MEMORAND UM

## Office of the Fire Marshal

To:

Bill Weisgerber, Fire Chief

From:

Patricia Joki, Fire Marshal

Subject:

Milpitas Rotary Club Carnival - Firewatch services

Date:

April 30, 2003

Staff has reviewed the entertainment permit prepared by the Milpitas Rotary Club for the upcoming Carnival, presented by Butler Amusement. The event will take place on May 15-18, 2003 at the west end of the Walmart parking lot.

In past events, Walmart and Butler Amusement have provided security, and first aid stations, as well as maintaining access points for emergency vehicles. Additionally, the Fire department has provided one individual to act as fire watch during the duration of the event. Historically, no activities have occurred requiring the need for fire watch services. In their current application, first aid stations, emergency access and site security will again be provided; however, security will be increased by adding additional personnel, and individuals will be equipped with cellular phones and instructed in the procedure for reporting emergency situations directly to the Milpitas dispatch center. Based upon experience with past events and the additional security personnel and measures provided for this years event, it has been determined that the need for fire watch personnel is not necessary.

DE PT

Executed at N	Milpitas, California, o	Polet Hesur ESIDENT, MILPITA	esur Porque		
Received by		Dat	e	Permit No	
*FOR ACTION	APPROVED	DISAPPROVED	DEPARTMENT Planning	<u>BY</u>	DATE
			Building Health Fire Marshal		
			Police City Manager City Council		4-18-03

I declare under penalty of perjury that the above statements and any accompanying statements and documents have been examined by me and are true and correct. I have read Chapter 5, Title III of the Milpitas Municipal Code and agree to comply with the provisions of said Chapter 5, Title III, the permit, the conditions thereof and the laws of the City and State. Executed at Milpitas, California, on March 31 , 19 03 Title: PRESIDENT, MILPITAS POTANY Received by \_\_\_\_\_ Date \_\_\_\_ Permit No. \_\_\_ \*FOR APPROVED ACTION DISAPPROVED DEPARTMENT ΒY DATE Planning Building Health Fire Marshal Police City Manager City Council CM 35282 V.doc Need to provide insurance certificate and cleaning depont +500.

Finance . 4/10/03

4	<u>AC</u>	ORD CERTIFIC	ATE OF LIABI	LITY INS	SURANC	<b>E</b> 1	DATE (MM/DD/YYYY) 04/25/2003	
PRO	DUCEF		AX (210)829-7636	THIS CER	THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE			
	P.O. Box 171225				THIS CERTIFICA LE COVERAGE A	TE DOES NOT AMEND	), EXTEND OR LICIES BELOW	
C]	San Antonio, TX 78217-8225 CINDY RICHARDSON				AFFORDING CO		NAIC #	
INSL		Butler Amusements, Inc.	ı			lus Lines Ins. Co		
		Attn: Rich Byrum				ican Insurance Co		
		P.O. Box 2210			eneral Star	Indemnity Company	<b>'</b> .	
	I	Fairfield, CA 94533		INSURER D:	t			
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		GENERAL LIABILITY	LC0020130	05/01/2003	05/01/2004	EACH OCCURRENCE	\$ 1,000,000	
		COMMERCIAL GENERAL LIABILITY				DAMAGE TO RENTED PREMISES (Fa occurance)	\$ 50,000	
A	:	X BROAD FORM				MED EXP (Any one person)	\$	
Α		A BROAD FORM				PERSONAL & ADV INJURY	\$ 1,000,000	
	)	GEN'L AGGREGATE LIMIT APPLIES PER:			)	GENERAL AGGREGATE	\$ 5,000,000	
		POLICY PRO-				PRODUCTS - COMP/OP AGG	\$ 1,000,000	
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В		X HIRED AUTOS X NON-OWNED AUTOS				BODILY INJURY (Per accident)	\$	
						PROPERTY DAMAGE (Per accident)	\$	
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	OTHE			-		L.C. DIOCHGE FOLIOT CHAIR		
MI	PESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES / EXCLUSIONS ADDED BY ENDORSEMENT / SPECIAL PROVISIONS ADDITIONAL INSURED AS RESPECTS INSURED'S OPERATIONS AND FOR NEGLIGENCE OF INSURED ONLY: MILPITAS ROTARY CLUB, SHAPPELL INDUSTRIES OF NORTHERN CALIFORNIA, CITY OF MILPITAS, CA. AND							
PIEI	RVYN	5						
CEF	ERTIFICATE HOLDER CANCELLATION							
				SHOULD ANY	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE			
GAIL BLALOCK				EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL				
	CITY CLERK				30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT,			
		ITY OF MILPITAS		II		E SHALL IMPOSE NO OBLIGAT	į	
		55 E. CALAVERAS BLVD.		OF ANY KIND	OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES.			
	, 	ILPITAS, CA 95035		AUTHORIZED RE	AUTHORIZED REPRESENTATIVE TO LAUFT			
\CC	ORD 25 (2001/08) ©ACORD CORPORATION 1988							

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	200 East Randolph		HOLDER.	THIS CERTIFIC	ATE DOES NOT AME	ND. EXTEND OR		
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}			COMPANY					
PH	ONE - (866) 283-7122	FAX - (847) 953-5390	A	Great Americar	n Assurance Company			
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	Rotary International		l p	Westchester F	ire Insurance Co	·		
	Attn: Elaine Marin		COMPANY					
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1	Evanston IL 60201-3698 USA		COMPANY		-			
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	EXCLUSIONS AND CONDITIONS OF	SUCH POLICIES, LIMITS SHOWN MAY HA	VE BEEN REDUCE	D BY PAID CLAIMS.	REHEIN IS SUBJECT TO	ALL THE TERMS,		
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				!		\$750,000		
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	X SIR \$250,000				FIRE DAMAGE(Any one fire)	·		
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A	AUTOMOBILE LIABILITY ANY AUTO	GLP574666B	07/01/02	07/01/03	COMBINED SINGLE LIMIT	\$750,000		
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RE	Family Carnival. May 15	EHICLES/SPECIALITEMS - 18, 2003, Milpitas, CA. The	Certificato	Holder is in	luded so an Additi	na1		
Ins	sured with respect to the (	General Liability policy. Mil	pitas Rotary	Club, Distric	t # 5170.	M4d1		
<u> </u>								
CEF								
			SHOULD ANY	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE				
	City of Milpitas			EXPIRATION DATE THEREOF, THE ISSUING COMPANY WILL ENDEAVOR TO MAIL				
1	Attn: Gail Blaylock		1					
	455 E. Calaveras Blvd.		1	30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT. BUT FAILURE TO MAIL SUCH NOTICE SHALL IMPOSE NO OBLIGATION OR LIABILITY				
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